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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/823,093	04/12/2004	Timothy M. Swager	M0925.70143US00	3154

7590 05/13/2009
Timothy J. Oyer, Ph.D.
Wolf, Greenfield & Sacks, P.C.
600 Atlantic Avenue
Boston, MA 02210

EXAMINER

METZMAIER, DANIEL S

ART UNIT	PAPER NUMBER
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1796

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05/13/2009

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10823093	4/12/2004	SWAGER ET AL.	M0925.70143US00

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EXAMINER

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1796	20090511
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Commissioner for Patents

Response is non-compliant

The reply filed on 23 April 2008 is not non-compliant because of the following omission(s) or matter(s):

See the enclosed Notice of Non-Compliant Amendment (PTOL-324). The Time Period for Response is set therein.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Daniel S. Metzmaier whose telephone number is (571) 272-1089. The examiner can normally be reached on 9:00 AM to 5:30 PM. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David W. Wu can be reached on (571) 272-1114. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Encl.: Notice of Non-Compliant Amendment (37CFR1.121)
(PTOL-324).

/Daniel S. Metzmaier/
Primary Examiner, Art Unit 1796